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10 Attorneys for Plaintiff
UNITED STATES OF AMERICA
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UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,
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Plaintiff,
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v.
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DURK BANKS, et al.,
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Defendants.
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No. CR 2:24-621(B)-MWF

GOVERNMENT'S UNOPPOSED EX PARTE
APPLICATION FOR ORDER SEALING
DOCUMENTS; MEMORANDUM OF POINTS AND
AUTHORITIES; DECLARATION OF DANIEL
H. WEINER

23 Plaintiff United States of America, by and through its counsel
24 of record, the Acting United States Attorney for the Central District
25 of California and Assistant United States Attorneys Ian V. Yanniello,
26 Gregory W. Staples, and Daniel H. Weiner, hereby applies ex parte for
27 an order directing that the government's: (i) Omnibus Opposition to
28 Defendant Banks' Motion to Exclude and Defendant Wilson's Motion for

1 Severance; and (ii) Opposition to Defendant Banks' Motion to Suppress
2 in the above-entitled case be kept under seal until further order of
3 the Court.

4 This ex parte application is based upon the attached memorandum
5 of points and authorities and Declaration of Daniel H. Weiner.

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7 Dated: October 27, 2025

Respectfully submitted,

8 BILAL A. ESSAYLI
Acting United States Attorney

9 ALEXANDER B. SCHWAB
10 Assistant United States Attorney
Acting Chief, Criminal Division

11 /s/
12 IAN V. YANNIELLO
13 GREGORY W. STAPLES
DANIEL H. WEINER
Assistant United States Attorneys

14 Attorneys for Plaintiff
15 UNITED STATES OF AMERICA
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MEMORANDUM OF POINTS AND AUTHORITIES

Plaintiff United States of America requests that this Court seal the government's unredacted: (i) Omnibus Opposition to Defendant Banks' Motion to Exclude and Defendant Wilson's Motion for Severance; and (ii) Opposition to Defendant Banks' Motion to Suppress in this case. The government has publicly filed redacted versions of the two oppositions to protect sensitive witness information.

The Court has inherent supervisory authority to seal documents in appropriate circumstances. See Nixon v. Warner Communications, Inc., 435 U.S. 589, 598 (1978) ("Every court has supervisory power over its own records and files . . .").

Here, for the reasons described in the attached declaration, sealing of these documents is necessary to protect the identity of witnesses who participated in the government's investigation, who may testify at trial, and/or whose safety or whose family's safety may be endangered by disclosure of identifying information.

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1 The government accordingly requests that the documents be
2 maintained under seal until further order of the Court.

3 Dated: October 27, 2025

Respectfully submitted,

4 BILAL A. ESSAYLI
5 Acting United States Attorney

6 ALEXANDER B. SCHWAB
7 Assistant United States Attorney
Acting Chief, Criminal Division

8 /s/
9 IAN V. YANNIELLO
10 GREGORY W. STAPLES
DANIEL H. WEINER
Assistant United States Attorneys

11 Attorneys for Plaintiff
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DECLARATION OF DANIEL H. WEINER

I, Daniel H. Weiner, declare as follows:

1. I am an Assistant United States Attorney for the Central District of California and I am one the attorneys assigned to the prosecution of United States v. Durk Banks, et al., No. CR 24-621(B)-MWF. I make this declaration in support of the government's unopposed ex parte application for an order sealing the government's unredacted: (i) Omnibus Opposition to Defendant Banks' Motion to Exclude and Defendant Wilson's Motion for Severance; and (ii) Opposition to Defendant Banks' Motion to Suppress.

2. The government requests leave to file these documents under seal. The above-described documents discuss and/or contain identifying information of witnesses who participated in the government's investigation, who may testify at trial, and/or whose safety or whose family's safety may be endangered by disclosure of identifying information. Sealing of the documents is therefore desirable because the government believes that public disclosure of such information may endanger the witnesses and/or their family's safety, and could cause others to attempt to intimidate the witnesses and/or their family, or otherwise dissuade the witnesses from cooperating with the government.

3. Accordingly, the government requests that the documents be kept under seal until further order of the Court.

4. Counsel for defendants advised the government via e-mail on October 27, 2025 that they had no objection to the government's request.

1 I declare under penalty of perjury under the laws of the United
2 States of America that the foregoing is true and correct to the best
3 of my knowledge and belief and that this declaration was executed on
4 October 27, 2025, at Los Angeles, California.

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7 /s/ Daniel H. Weiner
8 DANIEL H. WEINER
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